IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CONTEMPT PETITION NO.274 OF 2006

The Nasik Merchants' Co-op. Bank Ltd. : Petitioner

V/s.

M/s.Indoplast PVC Pipe Company & Ors. : Respondents

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Mr.R.M.Haridas for the petitioner.

Mr.Warunjikar for respondent nos.2 & 3.

Ms P.S. Cardozo, Asstt. Govt. Pleader for resp. no.6.

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CORAM : S.A.BOBDE, J.

DATE : AUGUST 22, 2007.

P.C.

1. The petitioner's allegation is that the property has been conveyed by the respondent nos.2 & 3 in contravention of the order of this Court to the respondent no.4. However, Mr.Warunjikar, the learned counsel for the respondent nos.2 & 3, points out from the affidavit-in-reply that the respondent no.4 has re-conveyed the property to the respondent no.2, upon realising the mistake, since the respondent no.3 was not available for execution of the re-conveyance. They have also tendered an unconditional apology for the mistake. However, in the circumstances, there is no reason to

proceed with the Contempt Petition.

2. The Contempt Petition is hereby dismissed.

S.A. BOBDE, J.